IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

Crl.Rev.Pet.No. 1006 of 2007()

CRA.763/2003 of ADDL.SESSIONS COURT, (ADHOC-I), ERNAKULAM
CC.132/2003 of JUDICIAL MAGISTRATE OF FIRST CLASS, KOTHAMANGALAM

.....

REVN. PETITIONER: PETITIONER/APPELLANT/ACCUSED

C.M.KHADARPILLAI,
CHANGANACHERIL HOUSE, PERUMBAVOOR.

BY ADV. SRI.M.MSAIDU MUHAMMED

RESPONDENTS: RESPONDENTS/COMPLAINANT/STATE

---

1. T.P.JOSEPH, S/O. PAILY,
THEKKEKARA HOUSE, RAMALLOOR, KOTHAMANGALAM.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 07/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1006 of 2007

Dated this the 7th day of March, 2007

ORDER

Revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till the rising of the court and to pay a compensation of Rs.1,00,000/- to the complainant under Section 357(3) of Code of Criminal Procedure and in default, to undergo simple imprisonment for a period of three months.

2. Revision petitioner has only sought for time to make the payment. In the circumstances, conviction and sentence is confirmed. Revision petitioner is granted six months' time to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate Court, Kothamangalam on 6.9.2007 to receive the sentence. Non bailable warrant, if any, pending shall be kept in abeyance till 6.9.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl